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DATE: September 22, 2005  
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U.S.P.T.O. Group Art Unit: **3727**

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U.S. Serial No.: **09/780,760**

Client/Matter No.: **cc-3052**

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Attached hereto is/are the following documents:

- 1) Reply Transmittal Letter
- 2) REPLY PURSUANT TO 37 CFR § 1.116
- 3) TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL  
DOUBLE PATENTING REJECTION OF A PENDING SECOND APPLICATION

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DOCKET NO.: CC-3052/A0397US

SEP 22 2005

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:  
Valentin Hierzer

Application No.: 09/780,760

Filing Date: February 9, 2001

For: ELONGATED ORIFICE CLOSURE

Confirmation No.: 6608

Group Art Unit: 3727

Examiner: Robin Annette Hylton

## CERTIFICATE OF FACSIMILE TRANSMISSION

DATE: September 22, 2005

I HEREBY CERTIFY THAT THIS PAPER IS BEING  
FACSIMILE TRANSMITTED TO THE PATENT AND  
TRADEMARK OFFICE TO FACSIMILE NUMBER 571-  
273-8300 ON THE DATE LISTED ABOVE.

  
Harold H. Fullmer REG. NO. 42,360

☐ MS Amendment ☒ MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

## REPLY TRANSMITTAL LETTER

- ☐ A Preliminary Amendment.
- ☒ An Amendment Responsive to the Office Action Dated July 13, 2005.
- ☐ An Amendment Supplemental to the Paper filed
- ☐ A Substitute Specification (pages 1 - ) in clean form.
- ☐ A substitute specification (pages 1 - ) with markings.
- ☐ An Abstract is enclosed.
- ☐ replacement sheets of drawings are enclosed comprising figures
- ☐ Request is hereby made to accept black and white photograph(s) in this case, as they are the only practicable medium for illustrating the claimed invention. One (1) set of black and white photographs comprising figure(s) is submitted herewith.
- ☐ Petition is hereby made to accept drawing(s)/photograph(s) in this case.

Page 1 of 4

**DOCKET NO.: CC-3052/A0397US****PATENT**

- ☐ Three (3) sets of color drawing(s)/photograph(s) and black and white photocopy that accurately depicts to the extent possible, the subject matter shown in the color drawing(s)/photograph(s), are enclosed, comprising figures
- ☐ An amendment to the first paragraph in that portion of the Brief Description of the Drawings is also enclosed herewith advising that the patent contains at least one drawing/photograph in color.
- ☐ A Certified Copy of each of the following applications: is enclosed.
- ☐ An Assignee Power of Attorney is enclosed.
- ☐ Information Disclosure Statement.
  - ☐ Attached Form 1449.
  - ☐ A copy of each reference as listed on the attached Form PTO-1449 is enclosed herewith.
- ☒ A Terminal Disclaimer is attached.
- ☐ Appendices as follows:
- ☐ Other
- ☐ No Additional Fee is Due.
- ☐ Applicant(s) has previously claimed small entity status under 37 CFR § 1.27.
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR § 1.27 as
- ☐ This application is no longer entitled to small entity status. It is requested that this be noted in the files of the U.S. Patent and Trademark Office.

DOCKET NO.: CC-3052/A0397US

PATENT


				SMALL ENTITY		NOT SMALL ENTITY	
	REMAINING AFTER AMENDMENT	HIGHEST PAID FOR	EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS	57	59 (20 MINIMUM)		\$25 EACH	\$	\$50 EACH	\$
INDEP. CLAIMS	5	5 (3 MINIMUM)		\$100 EACH	\$	\$200 EACH	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$180	\$	\$360	\$
<input type="checkbox"/>	ONE MONTH EXTENSION OF TIME			\$60	\$	\$120	\$
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<input checked="" type="checkbox"/>	TERMINAL DISCLAIMER			\$65	\$	\$130	\$130
<input type="checkbox"/>	OTHER FEE OR SURCHARGE AS FOLLOWS:						
TOTAL FEE DUE					\$		\$130.00

- ☐ A check in the amount of \$     .00     is attached. Please charge any deficiency or credit any overpayment to Deposit Account 23-3050.
- ☒ Please charge Deposit Account No. 23-3050 in the amount of \$130.00. This sheet is attached in duplicate.
- ☒ The Commissioner is hereby authorized to charge any deficiency or credit any overpayment of the fees associated with this communication to Deposit Account No. 23-3050.
- ☐ Petition is hereby made under 37 CFR § 1.136(a) (fees: 37 CFR § 1.17(a)(1)-(4)) to extend the time for response to the Office Action of                      to and through comprising an extension of the shortened statutory period of                      month(s).

**DOCKET NO.: CC-3052/A0397US****PATENT**

- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account 23-3050. This sheet is provided in duplicate.

Date: September 22, 2005

  
Harold H. Fullmer  
Registration No. 42,560

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